IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.
CRIMINAL APPICATION No.2139 of 2007

Faizan Mohammed Naki Khan. ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Shri G.H. Keluskar for the Applicant.

Shri Y.S. Shinde, A.P.P. for the Respondent.

CORAM: V.C. DAGA, J.
DATED: 19th JULY, 2007.

P.C.:-

1. Heard learned Advocate for the accused and learned A.P.P.for the State.

2. Perused application and the material available on record.

3. According to the applicant, the dispute between the brother of the applicant and the complainant arose on the eve of the corporation election. Role played by the present applicant is that he came from behind and caught hold of the complainant; whereas, the brother of the applicant Rizwan has given blow of knife on the chest and back of the complainant. The brother of the applicant Rizwan has already been arrested. He is still

in custody.

4. There are no criminal antecedents so far as the present applicant is concerned. The applicant is an Advocate. No fruitful purpose will be served by keeping him under arrest. No custodial interrogation is required. In this view of the matter, I am inclined to grant bail to the present applicant.

5. In the above view of the matter, the applicant, in the event of arrest in C.R.No.I-77/2007 be released on bail in the sum of Rs.25,000/- with one or two sureties to make up the said amount on the following terms and conditions:

(a) that he should report to Bhoiwada Police Station Bhivandi, once in a week i.e. on every Friday between 3.00 to 5.00 p.m.

(b) the applicant shall not, directly or indirectly, make any inducment, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(c) the applicant shall not pressurise witnesses and that he shall co-operate with the Investigating agency, if required.

6. This order of anticipatory bail shall remain in force till the filing of the charge sheet. It would be open for the applicant to apply for regular bail before the regular Court.

7. The application is allowed in the above terms.

(V.C. DAGA,J.)